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**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA**

MEDIA.NET ADVERTISING FZ-LLC,

Plaintiff,

v.

NETSEER, INC. and DOES 1-10,

Defendants.

No. 3:14-cv-03883-EMC

**STIPULATION AND [PROPOSED]
 ORDER TO CONTINUE HEARING
 DATE FOR MOTION OF
 DEFENDANT NETSEER TO
 DISMISS SECOND AMENDED
 COMPLAINT (12(b)(6)) OR, IN THE
 ALTERNATIVE, MOTION TO
 STRIKE (RULE 12(f))** (Modified)

The Honorable Edward M. Chen

Current Hearing Date: July 7, 2016

Proposed Hearing Date: ~~July 21, 2016~~

Courtroom: 5, 17th Floor

July 15

Plaintiff Media.net Advertising FZ-LLC and Defendant NetSeer, Inc. (the “Parties”) through their respective counsel, hereby stipulate and agree as follows:

WHEREAS, the hearing on NetSeer’s motion to dismiss second amended complaint (Rule 12(b)(6)) or, in the alternative, motion to strike (Rule 12(f)) (Dkt. 84) is presently scheduled for July 7, 2016;

WHEREAS, the parties have an ongoing dispute regarding discovery that Media.net believes is germane to the motion (Neta Decl., ¶ 2);

WHEREAS, counsel for NetSeer is agreeable to a one-week continuance of the June 30, 2016 hearing (Neta Decl., ¶ 3);

WHEREAS, there has been one (1) previous time modification with respect to the motion to dismiss second amended complaint hearing (Neta Decl., ¶ 4);

WHEREAS, the requested time modification will have no effect on the schedule for the case (Neta Decl., ¶ 5);

WHEREAS, there is good cause for the requested continuance, no prejudice will result therefrom, and the parties seeking a continuance have acted diligently (Neta Decl., ¶ 6).

NOW THEREFORE, the parties stipulate and request an order as follows:

1. The hearing on NetSeer’s motion to dismiss second amended complaint (Dkt. 84) should be continued to ~~July 21, 2016~~ (or July 15, 2016 [~~the earliest date thereafter~~]) at 10:00 a.m.; and

2. The briefing schedule on NetSeer’s motion to dismiss second amended complaint (Dkt. 84) will remain unaffected.

1 DATED this 1st day of July 2016.

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3 **NEWMAN DU WORS LLP**

4 By: /s/ Leeor Neta
5 Leeor Neta, State Bar No. 233454
6 leeor@newmanlaw.com

7 Attorney for Plaintiff
8 Media.Net Advertising FZ-LLC

9 DATED this 1st day of July 2016.

10
11 **PILLSBURY WINTHROP LLP**

12 By: /s/ Vernon Granneman
13 Vernon Granneman, State Bar No. 83532
14 vernon.granneman@pillsburylaw.com

15 Attorney for Defendant
16 Netseer, Inc.

PURSUANT TO STIPULATION, IT IS SO ORDERED. (as modified above)

DATED: July 1, 2016

